

IDS/ #12  
9/9/02

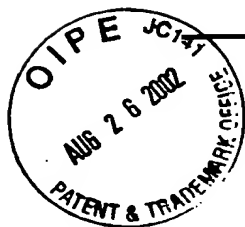
"Express Mail" mailing label No. EL 832885015 US  
Date of Deposit 8/26/02

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

RON CAPA

(Typed or printed name of person mailing paper or fee)

(Signature of person mailing paper or fee)



Patent  
Attorney's Docket No. 033136-185

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of	)	
	)	
ANTHONY E. BOLTON, et al.	)	Group Art Unit: 1614
	)	
Application No.: 09/866,569	)	Examiner: C. Yaen
	)	
Filed: May 25, 2001	)	
	)	
For: APOPTOTIC ENTITIES FOR USE IN	)	
TREATMENT OF ENDOTHELIUM	)	
DYSFUNCTION DISORDERS	)	
	)	

### SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

In accordance with the duty of disclosure as set forth in 37 C.F.R. § 1.56, Applicant hereby submits the following information in conformance with 37 C.F.R. §§ 1.97 and 1.98. Pursuant to 37 C.F.R. § 1.98, a copy of each of the documents cited is enclosed.

1. M. Marini et al., "Apoptosis of Human Lymphocytes in the Absence or Presence of Internucleosomal DNA Cleavage" Biochemical and Biophysical Research Communications, vol. 229, no. 3, 1996, pages 910-915.
2. Shivji, G.M., "Effects of VAS972 Therapy on Allergic Contact Hypersensitivity," Lof Investigative Dermatology 114(4):862 (2000)


By citing the above references, Applicants do not acquiesce or admit that any of these documents are "prior art" under 35 U.S.C. Applicants specifically reserve the right, where appropriate, to antedate any of the cited documents by an appropriate showing under 37 C.F.R. §1.131, §1.604, §1.608 or any other suitable means.

I, the undersigned, hereby state that the first cited document contained herein was first cited in the International Preliminary Examination Report for the corresponding PCT application (PCT/CA01/00760) within 3 months of the filing date of this Information Disclosure Statement. Therefore, no fee is required under 37 C.F.R. § 1.97(c). A copy of this International Preliminary Examination Report is also enclosed herewith.

To assist the Examiner, the listed on the attached form PTO-1449. It is respectfully requested that an Examiner initialed copy of this form be returned to the undersigned.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

By:   
Gerald F. Swiss  
Registration No. 30,113

P.O. Box 1404  
Alexandria, Virginia 22313-1404  
(650) 622-2300

Date: August 26, 2002